

Resolution No. **09-0076****STOCKTON CITY COUNCIL****RESOLUTION CERTIFYING THE FINAL INITIAL STUDY/MITIGATED NEGATIVE DECLARATION (MUD IS2-08), AND ADOPTING THE FINDINGS AND MITIGATION MONITORING PROGRAM FOR THE ARCH ROAD WASTEWATER PUMP STATION AND WASTEWATER LINES**

The Final Initial Study/Mitigated Negative Declaration (MUD IS2-08) for the Arch Road Regional Wastewater Pump Station and Wastewater Lines was prepared by the City of Stockton pursuant to the California Environmental Quality Act (Public Resources Code sections 21000 et seq., hereafter "CEQA"), the Guidelines for Implementation of the California Environmental Quality Act (14 California Code of Regulations, Sections 15000 et seq., hereafter the "State CEQA Guidelines") and the City of Stockton Guidelines for the Implementation of CEQA ("Local Guidelines"); and;

Pursuant to the City of Stockton Guidelines for the implementation of the California Environmental Quality Act, the Final Initial Study/Mitigated Negative Declaration (MUD IS2-08) was scheduled for consideration at a public meeting, conducted by the City Council on March 17, 2009; and

By this resolution, the City Council, as the lead agency under the California Environmental Quality Act for preparing the Final Initial Study/Mitigated Negative Declaration, and as the entity with final decision-making authority in regard to the related discretionary applications, desires to comply with the requirements of the California Environmental Quality Act, the Guidelines for Implementation of the California Environmental Quality Act, and the City of Stockton Guidelines for the Implementation of California Environmental Quality Act for consideration, certification, and use of the Final Initial Study/Mitigated Negative Declaration (MUD IS2-08) by the City Council, and any responsible agencies in connection with the approval and subsequent implementation of the Project; now, therefore,

**BE IT RESOLVED BY THE COUNCIL OF THE CITY OF STOCKTON AS FOLLOWS:**

1. That the Final Initial Study/Mitigated Negative Declaration (MUD IS2-08), which is on file in the City's Municipal Utilities Department/Engineering Division, is hereby adopted based on the following findings:

- a. The Final Initial Study/Mitigated Negative Declaration (MUD IS2-08) has been completed in compliance with the California Environmental Quality Act, State California Environmental Quality Act Guidelines, and City of Stockton Guidelines for the Implementation of California Environmental Quality Act.
- b. The Final Initial Study/Mitigated Negative Declaration (MUD IS2-08), as amended, has been reviewed and considered prior to any related project approvals, reflects the City's independent judgment, and has been found to be adequate for said approvals.

City Atty:  
Review  
Date

March 17, 2009

Post-it® Fax Note

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Date	6/1/09	# of pages	2
To	James H.		
From	Tony T		
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- c. Based on the review of MUD IS2-08, as amended, it has been determined that, subject to any modifications and mitigation measures identified in MUD IS2-08, as amended, the project will not have a significant effect on the environment.
- d. Pursuant to Section 15074 of the State California Environmental Quality Act Guidelines (California Code of Regulations), all project approvals shall be based on and subject to the California Environmental Quality Act findings, mitigation measures, and monitoring/reporting provisions as specified in the Mitigation Monitoring Program for the Arch Road Regional Wastewater Pump Station and Wastewater Lines, dated March 3, 2009.

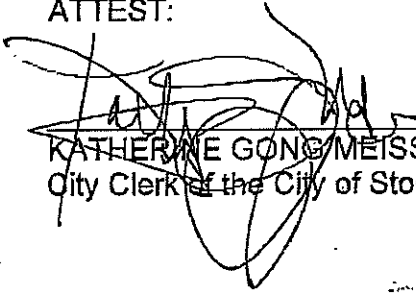
2. That, pursuant to Section 15074 of the State California Environmental Quality Act Guidelines (California Code of Regulations), the City Council hereby determines that any related project approval(s) shall be based on and subject to the implementation of all applicable mitigation measures for each significant adverse environmental effect, as identified in the Final Initial Study/Mitigated Negative Declaration (MUD IS1-08), and to the associated findings and mitigation monitoring/reporting provisions as specified in the report entitled the Mitigation Monitoring Program for the Arch Road Regional Wastewater Pump Station and Wastewater Lines, dated March 3, 2009, which is hereby adopted and is on file at the City of Stockton Municipal Utilities Department/Engineering Division.

3. In accordance with Section 65402(b) of the California Government Code, the City Council hereby confirms, that the proposed Arch Road Regional Wastewater Pump Station and Wastewater Lines conforms to the City of Stockton General Plan (Policy Document and Land Use/Circulation Diagram), adopted December 11, 2007. This determination is based on the fact that the proposed project implements, and is in conformance with, the General Plan Land Use Diagram.

PASSED, APPROVED and ADOPTED MAR 17 2009

  
ANN JOHNSTON, Mayor  
of the City of Stockton

ATTEST:

  
KATHERINE GONG MEISS  
City Clerk of the City of Stockton

